

AMENDMENTS TO LB 994

(Amendments to E & R amendments, AM7178)

Introduced by Thompson, 14

1 1. Insert the following new sections:

2 Section 1. The Legislature finds that sudden infant death
3 syndrome is the sudden, unexpected death of an apparently healthy
4 infant less than one year of age that remains unexplained after
5 the performance of a complete postmortem investigation, including
6 an autopsy, an examination of the scene of death, and a review of
7 the medical history. The Legislature further finds that, despite
8 the success of prevention efforts, sudden infant death syndrome has
9 been the second leading cause of death for infants in Nebraska for
10 the last twenty years. Although there are no known ways to prevent
11 sudden infant death syndrome in all cases, there are steps that
12 parents and caregivers can take to reduce the risk of sudden infant
13 death. The Legislature further finds and declares that there is a
14 present and growing need to provide additional programs aimed at
15 reducing the number of cases of sudden infant death syndrome in
16 Nebraska.

17 Sec. 2. The Legislature finds that shaken baby syndrome
18 is the medical term used to describe the violent shaking of an
19 infant or child and the injuries or other results sustained by
20 the infant or child. The Legislature further finds that shaken
21 baby syndrome may occur when an infant or child is violently
22 shaken as part of a pattern of abuse or because an adult has

1 momentarily succumbed to the frustration of responding to a crying
2 infant or child. The Legislature further finds that these injuries
3 can include brain swelling and damage, subdural hemorrhage, mental
4 retardation, or death. The Legislature further finds and declares
5 that there is a present and growing need to provide programs
6 aimed at reducing the number of cases of shaken baby syndrome in
7 Nebraska.

8 Sec. 3. Every hospital, birth center, or other medical
9 facility that discharges a newborn child shall request that each
10 maternity patient and father of a newborn child, if available,
11 view a video presentation and read printed materials, approved by
12 the Department of Health and Human Services, on the dangers of
13 shaking infants and children, the symptoms of shaken baby syndrome,
14 the dangers associated with rough handling or the striking of an
15 infant, safety measures which can be taken to prevent sudden infant
16 death, and the dangers associated with infants sleeping in the same
17 bed with other children or adults. After viewing the presentation
18 and reading the materials or upon a refusal to do so, the hospital,
19 birth center, or other medical facility shall request that the
20 mother and father, if available, sign a form stating that he or she
21 has viewed and read or refused to view and read the presentation
22 and materials. Such presentation, materials, and forms shall be
23 provided by the department.

24 Sec. 4. The Department of Health and Human Services
25 shall conduct public awareness activities designed to promote
26 the prevention of sudden infant death syndrome and shaken baby
27 syndrome. The public awareness activities may include, but not

1 be limited to, public service announcements, information kits and
2 brochures, and the promotion of preventive telephone hotlines.

3 Sec. 5. Section 43-2606, Reissue Revised Statutes of
4 Nebraska, is amended to read:

5 43-2606 (1) The Department of Health and Human Services
6 Regulation and Licensure shall adopt and promulgate rules and
7 regulations for mandatory training requirements for providers
8 of child care and school-age-care programs. Such requirements
9 shall include preservice orientation and at least four hours of
10 annual inservice training. All child care programs required to
11 be licensed under section 71-1911 shall show completion of a
12 preservice orientation approved or delivered by the department
13 prior to receiving a provisional license.

14 (2) The department shall initiate a system of documenting
15 the training levels of staff in specific child care settings to
16 assist parents in selecting optimal care settings.

17 (3) The training requirements shall be designed to meet
18 the health, safety, and developmental needs of children and shall
19 be tailored to the needs of licensed providers of child care
20 programs. The training requirements for providers of child care
21 programs shall include, but not be limited to, information on
22 sudden infant death syndrome, shaken baby syndrome, and child
23 abuse.

24 (4) The department shall provide or arrange for training
25 opportunities throughout the state and shall provide information
26 regarding training opportunities to all providers of child care
27 programs at the time of registration or licensure, when renewing a

1 registration, or on a yearly basis following licensure.

2 (5) Each provider of child care and school-age-care
3 programs receiving orientation or training shall provide his or her
4 social security number to the department.

5 ~~(6) Rules and regulations adopted and promulgated under~~
6 ~~this section by the Department of Health and Human Services shall~~
7 ~~be deemed adopted and promulgated by the Department of Health and~~
8 ~~Human Services Regulation and Licensure on and after August 28,~~
9 ~~1999.~~

10 Sec. 6. Section 79-1902, Reissue Revised Statutes of
11 Nebraska, is amended to read:

12 79-1902 (1) The State Department of Education, in
13 cooperation with the Department of Health and Human Services, the
14 Department of Health and Human Services Regulation and Licensure,
15 and the Department of Health and Human Services Finance and Support
16 shall develop a packet entitled "Learning Begins at Birth" to be
17 given to the parents of each child born in this state on and after
18 January 1, 2003.

19 (2) The packet shall contain information about child
20 development, child care, how children learn, children's health
21 including, on and after the operative date of this section,
22 information on the prevention of sudden infant death syndrome and
23 shaken baby syndrome, services available to children and parents,
24 and any other information deemed relevant by the Department of
25 Health and Human Services, the Department of Health and Human
26 Services Regulation and Licensure, the Department of Health and
27 Human Services Finance and Support, or the State Department of

1 Education. The State Department of Education shall indicate which
2 information in the packet is appropriate for the parents of
3 infants, for the parents of toddlers, and for the parents of
4 preschoolers.

5 (3) The State Department of Education shall develop a
6 variety of types of the packet, based on the needs of parents.
7 The information in the packets may be in the form of printed
8 material or in the form of video tapes, audio cassettes, or other
9 appropriate media.

10 Sec. 7. Original sections 43-2606 and 79-1902, Reissue
11 Revised Statutes of Nebraska, are repealed.

12 2. Renumber the remaining sections and correct internal
13 references accordingly.

14 3. Correct the operative date and repealer sections so
15 that the sections added by this amendment become operative three
16 calendar months after the adjournment of this legislative session.